



**OBJECTION:** Answering Defendant objects to this Interrogatory to the extent that it seeks information that is not relevant to the claims or defenses asserted and/or is not proportional to the needs of the case.

**RESPONSE:** Subject to and without waiving the above objection, and to the extent this Interrogatory is not objectionable, Answering Defendant acted as an independent contractor for Cedar Fork Partners.

3. List all websites, social media, and any other internet content for which you have contributed content in 2016-2017.

**OBJECTION:** Answering Defendant objects to this Interrogatory to the extent that it seeks information that is not relevant to the claims or defenses asserted and/or is not proportional to the needs of the case. Answering Defendant further objects to this Interrogatory as it is overly broad.

**RESPONSE:** Subject to and without waiving the above objection, and to the extent this Interrogatory is not objectionable, Facebook and Black Badger Report.

4. List all authors of content for blackbadgerreport.com and the "PA Progress" Facebook page.

**RESPONSE:** Answering Defendant and Robert Rice.

5. Identify any and all individuals involved in the making of any videos posted to the PA Progress Facebook page.

**RESPONSE:** Answering Defendant, Robert Rice, and Roberto Bricchi.

6. Describe any and all contracts with Nick Johnson and any petroleum company, pipeline companies, or any other person or entity involved in any social media, traditional media or other media to produce and/or publish any content from 2015 to current in the United States.

**OBJECTION:** Answering Defendant objects to this Interrogatory to the extent that it seeks information that is not relevant to the claims or defenses asserted and/or is not proportional to the needs of the case. Answering Defendant further objects to this Interrogatory as it is overly broad.

7. Identify all sources of all content, including photos, videos, facts, or other information used to develop the videos released by Nick Johnson pertaining to any of the parties in this case or property owned by them.

**RESPONSE:** Sources of content published by Answering Defendant were taken directly from Elise Gerhart's personal Facebook page and the Camp White Pine Facebook page. Answering Defendant also utilized Roberto Bricchi as an actor and generic stock photos and screen shots of pipeline construction.

8. List the names and contact information for all sources of information utilized by you or by those in your employ – including independent contractors - including any and all trespassers, infiltrators, or other sources of information.

**OBJECTION:** Answering Defendant objects to this Interrogatory as it is overly broad, unduly burdensome, and unlimited in time and scope. Answering Defendant further objects to this Interrogatory to the extent that it is confusing and lacks reasonable particularity.

**RESPONSE:** Subject to and without waiving these objections, and to the extent this Interrogatory is not objectionable, see Response to Interrogatory #8. Answering Defendant no longer has contact information for Roberto Bricchi.

9. List every alias used by you since January 1, 2015, including where you used each alias, including the use of each alias in any marketing, video, social media or other forum or area.

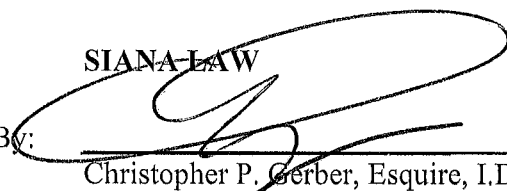
**RESPONSE:** Nate Clay, Nate Johnson, Niko Johnson, and Niko Badger.

Date:

7.20.21

SIANA-LAW

By:

  
Christopher P. Gerber, Esquire, I.D. #76449  
Attorney for Defendants, *Nick Johnson*  
941 Pottstown Pike, Suite 200  
Chester Springs, PA 19425  
(P): 610.321.5500  
(F): 610.321.0505  
[cpgerber@sianalaw.com](mailto:cpgerber@sianalaw.com)

**VERIFICATION**

I, Nicholas Johnson, depose and say that Defendant's Objections and Responses to Plaintiff's First Set of Interrogatories are true and correct to the best of my knowledge, information, and belief.

I understand that any false statements therein are subject to the criminal penalties contained in 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.

Date: 7-20-21 \_\_\_\_\_

A handwritten signature in black ink, appearing to be 'NJ', is written above a horizontal line.

Nicholas Johnson

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

ELLEN GERHART, ELISE  
GERHART, ALEX LOTORTO  
and ELIZABETH GLUNT,

Plaintiffs and  
Counterclaim Defendant

v.

ENERGY TRANSFER  
PARTNERS, *et al.*,  
Defendants and  
Counterclaimants

CIVIL ACTION NO. 1:17-cv-1726-YK

(Judge Kane)

**CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that on this day a true and correct copy of Defendant Nicholas Johnson's Objections and Responses to Plaintiff's First Set of Interrogatories was served via email and addressed to the following:

Christopher Markos, Esquire  
Williams Cedar  
1515 Market St, Suite 1300  
Philadelphia, PA 19102  
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Carol Steinour Young, Esquire  
McNees, Wallace & Nurick, LLC  
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P.O. Box 1166  
Harrisburg, PA 17108  
[aboynton@mcneeslaw.com](mailto:aboynton@mcneeslaw.com)  
[csteinour@mcneeslaw.com](mailto:csteinour@mcneeslaw.com)

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[lbedell@attorneygeneral.gov](mailto:lbedell@attorneygeneral.gov)

Mary Lou Maierhofer, Esquire  
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Date: 7.20.21

SIANA LAW

By: 

Christopher P. Gerber, Esquire, I.D. #76449  
Attorney for Defendants, *Nick Johnson*  
941 Pottstown Pike, Suite 200  
Chester Springs, PA 19425  
(P): 610.321.5500 (F): 610.321.0505  
[cpgerber@sianalaw.com](mailto:cpgerber@sianalaw.com)

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

ELLEN GERHART, ELISE	:	
GERHART, ALEX LOTORTO	:	
and ELIZABETH GLUNT,	:	
Plaintiffs and	:	CIVIL ACTION NO. 1:17-cv-1726-YK
Counterclaim Defendant	:	
	:	
v.	:	
	:	
ENERGY TRANSFER	:	
PARTNERS, <i>et al.</i> ,	:	(Judge Kane)
Defendants and	:	
Counterclaimants	:	
	:	

**DEFENDANT NICHOLAS JOHNSON'S OBJECTIONS AND RESPONSES TO  
PLAINTIFFS' REQUEST FOR PRODUCTION OF DOCUMENTS**

Defendant Nicholas Johnson ("Answering Defendant"), by and through his counsel, Siana Law, LLP, asserts the following Objections and Responses to Plaintiffs' Request for Production of Documents as follows:

**REQUESTS**

1. Any document identified in your answers to interrogatories.

**RESPONSE:** See attached documents Bates Stamped as NJ000001-NJ000007.

2. Any and all documents which memorialize any payments made to you or to any entity associated with you for any internet content concerning the Gerharts.

**RESPONSE:** See attached documents Bates Stamped as NJ000006- NJ000007.

3. All financial records memorializing payments made to you for any work pertaining in any way to any pipeline since January 1, 2015.

**OBJECTION:** Answering Defendant objects to this Request to the extent that it seeks information that is not relevant to the claims or defenses asserted and/or is not proportional to the needs of the case.

4. All travel records associated with Nick Johnson or any company, agent or representative of Nick Johnson concerning the Gerhart property.

**RESPONSE:** None. Answering Defendant has never traveled to the Gerhart property.

5. Any and all documents, including but not limited to communications, contracts, phone records, text messages, or emails, between Nick Johnson and any actors presenting anything on any media release, including but not limited to Roberto Bricchi from Chapel Hill, North Carolina.

**OBJECTION:** Answering Defendant objects to this Request to the extent that it seeks information that is not relevant to the claims or defenses asserted and/or is not proportional to the needs of the case. Answering Defendant further objects to this Request as it is overly broad and unlimited in time and scope.

6. Any and all documents sent to you by Shane Ryan, reporter at pastemagazine.com, or sent by you to him, concerning the Mariner East Pipeline or any plaintiff.

**RESPONSE:** See attached documents Bates Stamped as NJ000001-NJ000005.

7. Any documents exchanged with or provided to or by Grant Stewart concerning the Mariner East Pipeline or any plaintiff.

**RESPONSE:** None. Answering Defendant has not communicated with the individual referenced in this Request.



8. Any documents exchanged with or provided to or by Joshua Andrews concerning the Mariner East Pipeline or any plaintiff.

**RESPONSE: None. Answering Defendant has not communicated with the individual referenced in this Request.**

9. Any documents exchanged with Allie Patrick or anyone using that name as an alias concerning the Mariner East Pipeline, any plaintiff or anyone in Huntingdon County, Pennsylvania.

**RESPONSE: None. Answering Defendant has not communicated with the individual referenced in this Request.**

10. Any documents exchanged with or provided to or by any law enforcement agency, including the name of any law enforcement representative concerning the Mariner East Pipeline or any plaintiff.

**RESPONSE: None. Answering Defendant has never corresponded with any law enforcement representative concerning the Mariner East Pipeline or any plaintiff.**

11. Any documents exchanged with or provided to or by any private security firm, including the name of any private security representative concerning the Mariner East Pipeline or any plaintiff.

**OBJECTION: Answering Defendant objects to this Request to the extent that it seeks information that is not relevant and/or not proportional to the needs of the case.**

12. Any documents pertaining to the man identified as Banjo Bob in the video posted on the PA Progress Facebook Page concerning the Gerhart property.

**RESPONSE: None.**

13. All documents and information about pipelines in Louisiana.

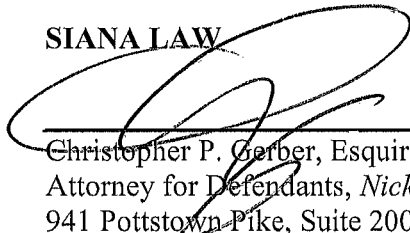
**OBJECTION:** Answering Defendant objects to this Request as it is overly broad, unduly burdensome, and unlimited in time and scope. Answering Defendant further objects to this Request to the extent that it seeks information that is not relevant and/or not proportional to the needs of the case. Further, Answering Defendant objects to this Request to the extent that it seeks information that is not in the possession of Answering Defendant.

Date: \_\_\_\_\_

7.20.21

SIANA LAW

By: \_\_\_\_\_


  
Christopher P. Gerber, Esquire, I.D. #76449  
Attorney for Defendants, *Nick Johnson*  
941 Pottstown Pike, Suite 200  
Chester Springs, PA 19425  
(P): 610.321.5500  
(F): 610.321.0505  
[cpgerber@sianalaw.com](mailto:cpgerber@sianalaw.com)

**VERIFICATION**

I, Nicholas Johnson, depose and say that Defendant's Objections and Responses to Plaintiff's Request for Production of Documents are true and correct to the best of my knowledge, information, and belief.

I understand that any false statements therein are subject to the criminal penalties contained in 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.

Date: 7-20-21

  
\_\_\_\_\_  
Nicholas Johnson

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

ELLEN GERHART, ELISE  
GERHART, ALEX LOTORTO  
and ELIZABETH GLUNT,

Plaintiffs and  
Counterclaim Defendant

v.

ENERGY TRANSFER  
PARTNERS, *et al.*,  
Defendants and  
Counterclaimants

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: CIVIL ACTION NO. 1:17-cv-1726-YK  
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: (Judge Kane)  
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:

**CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that on this day a true and correct copy of Defendant Nicholas Johnson's Objections and Responses to Plaintiff's Request for Production of Documents was served via email, and addressed to the following:

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[scarfley@mcneeslaw.com](mailto:scarfley@mcneeslaw.com)

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Lindsey A. Bedell, Esquire  
Pennsylvania Office of the Attorney  
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[jdavis@attorneygeneral.gov](mailto:jdavis@attorneygeneral.gov)  
[lbedell@attorneygeneral.gov](mailto:lbedell@attorneygeneral.gov)

Mary Lou Maierhofer, Esquire  
Margolis Edelstein  
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[mmaierhofer@margolisedelstein.com](mailto:mmaierhofer@margolisedelstein.com)

Date: 7.20.21

**SIANA LAW**

By: 

Christopher P. Gerber, Esquire, I.D. #76449  
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[cpgerber@sianalaw.com](mailto:cpgerber@sianalaw.com)

**From:** [chris@homesnacks.net](mailto:chris@homesnacks.net)

**Date:** September 4, 2017 at 6:11:11 PM EDT

**To:** [chris@homesnacks.net](mailto:chris@homesnacks.net), "Shane Ryan" <[shane@pastemagazine.com](mailto:shane@pastemagazine.com)>, [nick@homesnacks.net](mailto:nick@homesnacks.net)

**Subject:** Re: Note from Paste Politics

Excuse the typo in my previous email. It should read:

Chasing Chains LLC has no relation to the story you contemplate in your email (regardless of the veracity of the story) and that any suggestion to the contrary would be defamatory.

Chris

----- Original Message -----

**From:** "Shane Ryan" <[shane@pastemagazine.com](mailto:shane@pastemagazine.com)>, <[chris@homesnacks.net](mailto:chris@homesnacks.net)>, <[nick@homesnacks.net](mailto:nick@homesnacks.net)>

**To:** [chris@homesnacks.net](mailto:chris@homesnacks.net)

**Cc:**

**Sent:** Mon, 04 Sep 2017 15:08:22 -0700

**Subject:** Re: Note from Paste Politics

Hi Shane,

Thanks for reaching out before publishing your story.

Chasing Chains LLC has no relation to the story you contemplate in your email (regardless of the veracity of the story) and that any suggestion to the contrarily would be defamatory.

Chris

----- Original Message -----

**From:** "Shane Ryan" <[shane@pastemagazine.com](mailto:shane@pastemagazine.com)>

**To:** <[chris@homesnacks.net](mailto:chris@homesnacks.net)>, <[nick@homesnacks.net](mailto:nick@homesnacks.net)>

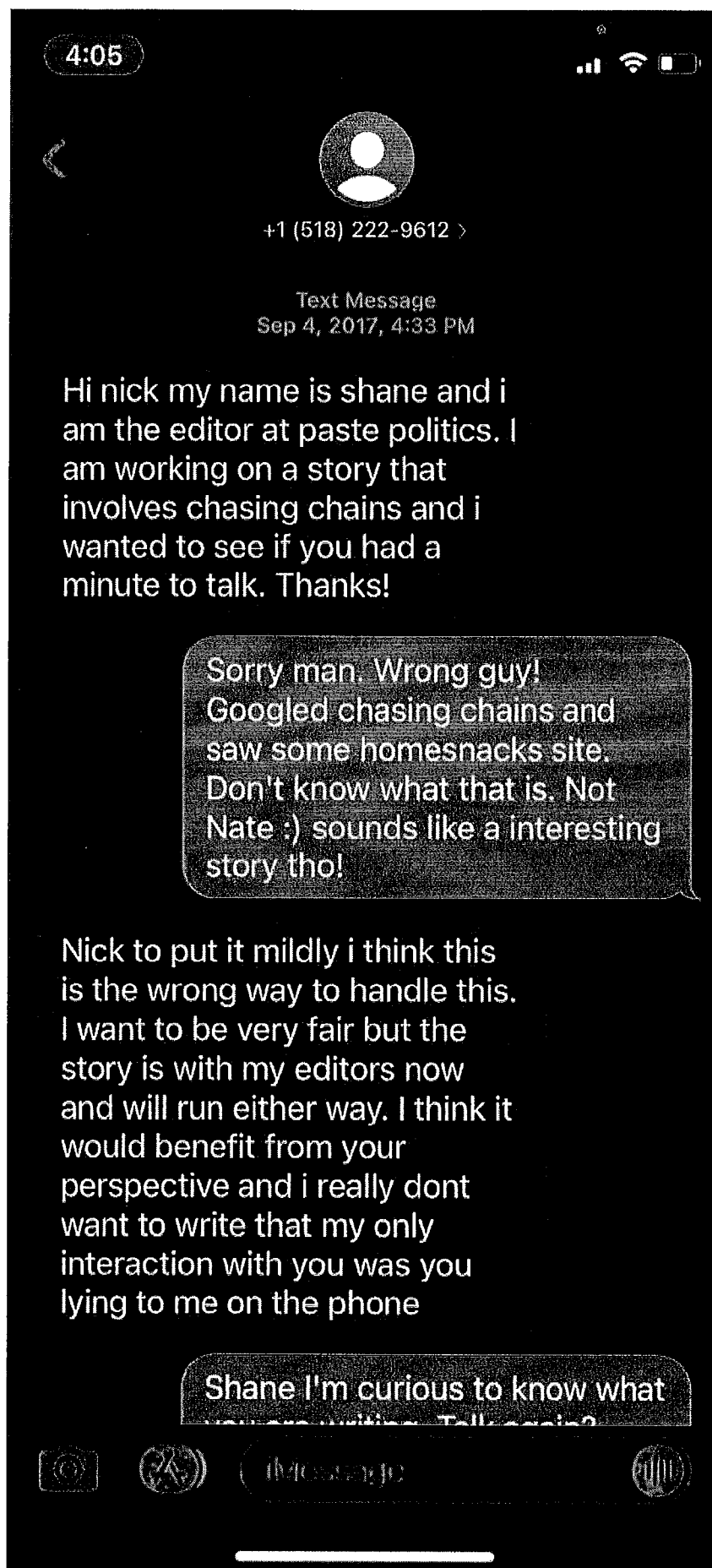
**Cc:**

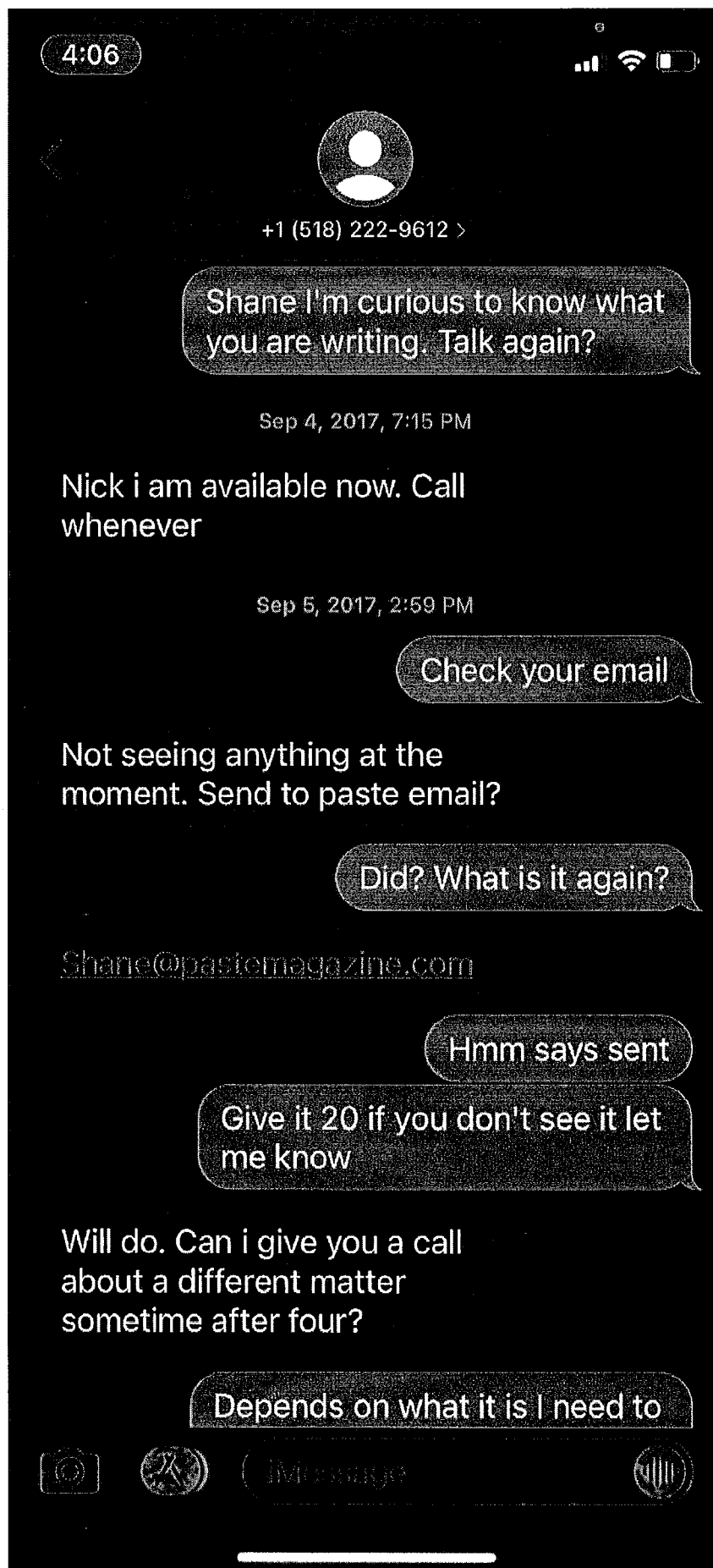
**Sent:** Mon, 4 Sep 2017 17:08:53 -0400

**Subject:** Note from Paste Politics

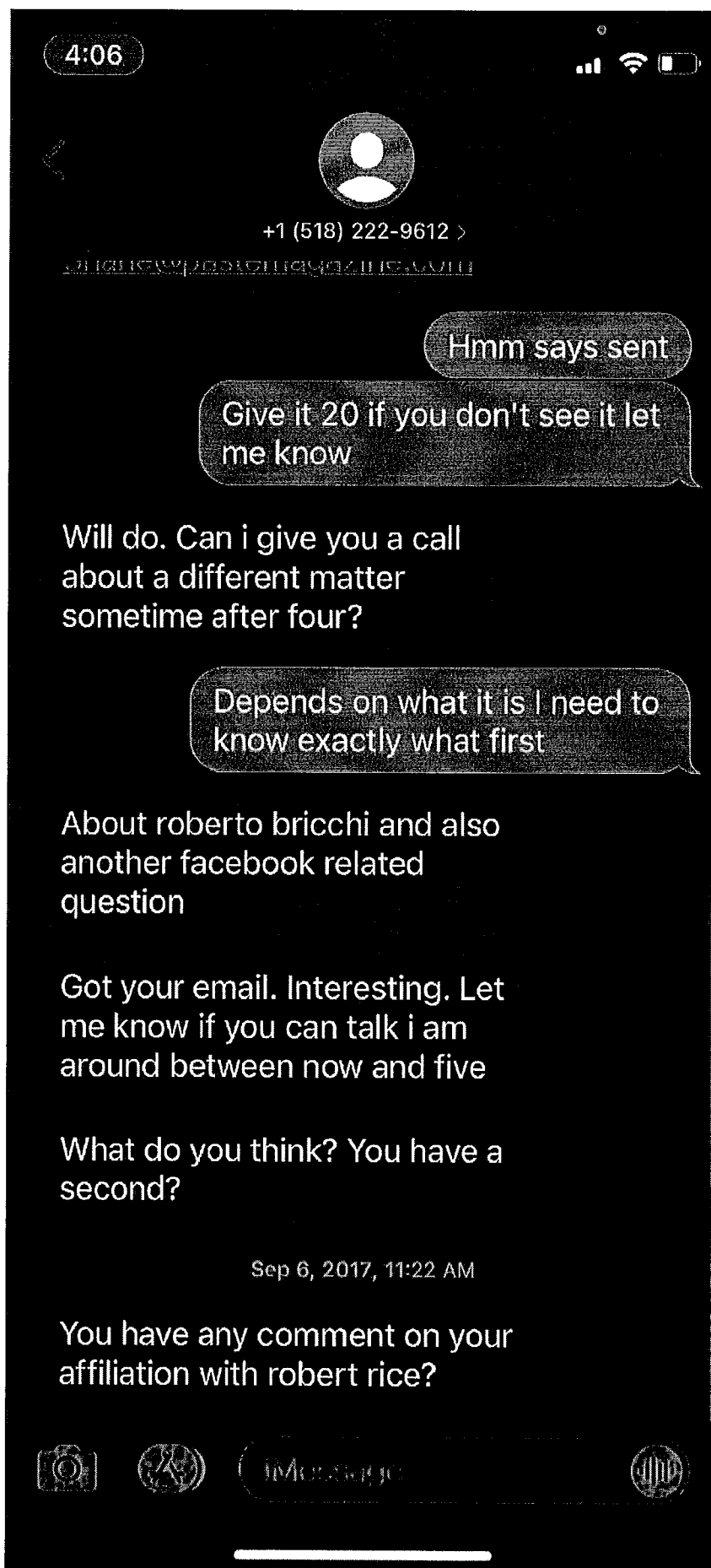
Chris, Nate—

As I mentioned in texts/phone call, I wanted to speak with one or both of you regarding the video project on the Bayou Bridge Pipeline. A few sources within the acting community have been in touch with me regarding communication they had with a man either as either "Nate Johnson" or "Nate Clay," both the same person (one is a facebook identity, one is an email identity), both concerned with the same project. Both of them have Nick's phone #. Also, there's this post from Nate Johnson's facebook account in 2014 which confirms that Nate/Nick are the same:













Capture Date: 08/30/2017 Sequence #: 252189539

## WELLS FARGO BANK

1018

CHAPEL HILL UNIVERSITY 120 SECTES DR CHAPEL HILL NC 27514

DATE 8-24-17

08/21/530

PAY TO THE ORDER OF

Nick Johnson

\$ 12,586.00

DOLLARS

CEDAR FORK PARTNERS LLC  
888 CEDAR FORK TRL  
CHAPEL HILL - NC 27514-1702

2017 July Services &amp; Expenses

Let G. WOOD

10510002190806178578101018

DO NOT SIGN WRITE/STAMP BELOW THIS LINE  
FOR FUNDING (STAMP) OR DEPOSIT ONLY

ENDORSE HERE

Electronic Deposit Transfer

Date 08/30/2017 Sequence 0252189539

BAVE 1 44000138

Transfer Type Rem Debit/ABOD

Y

1886

Bank Name BANK OF AMERICA, NA

Page 2 of 2

Branch Ref #37698606

Branch 1610454 (CMT 2021)

TRFACIOVBMMDRQDB





Capture Date: 08/04/2017 Sequence #: 452649527

## WELLS FARGO BANK

CHAPEL HILL UNIVERSITY 120 SIESTES DR CHAPEL HILL NC 27514

DATE 8-15-2017

1014

66-21/830

PAY TO THE ORDER OF

Nick Johnson

\$ 12,750.00

DOLLARS

CEDAR FORK PARTNERS LLC  
888 CEDAR FORK TRL  
CHAPEL HILL NC 27514-1702

2017 June Sves

10530002141802198578101011

DO NOT SIGN UNDER STAMP BELOW THIS LINE  
OR SIGN ON REVERSE SIDE OF CARDElectronic Endorsement  
Date: 08/04/2017 Sequence: 052649527

Batch #: 34000133 Endorser Type: RUC Bank Name: BANK OF AMERICA NA

Page 2 of 2

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Batch File Ref: 7397698768

File Ref: 01534000017021